JAN 0 6 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: KASK et al.

Application No.: 09/779,461

Art Unit: 2878

Filed: February 9, 2001

Examiner: Shun K. LEE

For: F

Fluorescence Intensity Multiple Distributions Analysis: Concurrent Determination of

Diffusion Times and Molecular Brightness

AMENDMENT OF INVENTORSHIP AND TRANSMITTAL UNDER 35 USC 116 [37 CFR 1.48]

Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Amend the subject application by naming only the actual inventors as follows:

- Pete Kask

- Karsten Gall

- Stefan Jäger

– Ülo Mets

Kaupo Palo

Attached hereto are:

- request to correct inventorship, in accordance with 37 CFR 1.48(a)(1).
- statement of each inventor being added, in accordance with 37 CFR 1.48(a)(2).
- declaration of the actual inventors, in accordance with 37 CFR 1.48(a)(3).
- processing fee, in accordance with 37 CFR 1.48(a)(4).
- consent of the assignee, in accordance with 37 CFR 1.48(a)(5).

Charge any necessary unpaid fee, or credit overpayment, to Deposit Account No. 06-1358.

Respectfully submitted,

01/07/2005 AADOFO1 00000045 09779461

02 FC:1464

130.00 DP

JACOBSON HOLMANPLLC

By

William E. Player

Registration No. 31,409

400 Seventh Street, N.W. Washington, D.C. 20004 Tel.: (202) 638-6666

Fax: (202) 638-6666 Fax: (202) 393-5350 Date: January 6, 2005

WEP/bad

R:\Home\rthomas\2005\January\P64765US1-Rule 48 amd.wpd



Attorney Docket No. P64765US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peet KASK

Group Art Unit: 2878

Serial No.: 09/779,461

Examiner: S. Lee

Filed: February 9, 2001

For:

FLUORESCENCE INTENSITY MULTIPLE DISTRIBUTION ANALYSIS:

CONCURRENT DETERMINATION OF DIFFUSION TIMES AND MOLECULAR

BRIGHTNESS

STATEMENT UNDER 37 CFR 1.48(a)(2)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Stefan Jäger, a citizen of Germany, states that the error in inventorship of the subject application occurred without deceptive intention on his part.

28. Dec. 2004

Date

Stefan Jäger

WEP/bad

R:\rthomas\2004\OCTOBER\P64765SUS1 R48jager.wpd

14. DEZ. 2004 18:15

Attorney Docket No. P64765US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of:

Peet KASK

Group Art Unit: 2878

Serial No.: 09/779,461

Examiner: S. Lee

Filed: February 9, 2001

For:

ANALYSIS: **MULTIPLE** DISTRIBUTION FLUORESCENCE INTENSITY CONCURRENT DETERMINATION OF DIFFUSION TIMES AND MOLECULAR

BRIGHTNESS

STATEMENT UNDER 37 CFR 1.48(a)(2)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Kaupo Palo, a citizen of Estonia, states that the error in inventorship of the subject application occurred without deceptive intention on his part.

WEP/bad

R:\rthomas\2004\OCTOBER\P64765US1 R48Palo.wpd

AN 06 2005

Attorney Docket No. P64765US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peet KASK

Group Art Unit: 2878

Serial No.: 09/779,461

Examiner: S. Lee

Filed: February 9, 2001

For:

FLUORESCENCE INTENSITY MULTIPLE DISTRIBUTION ANALYSIS:

CONCURRENT DETERMINATION OF DIFFUSION TIMES AND MOLECULAR

BRIGHTNESS

STATEMENT UNDER 37 CFR 1.48(a)(2)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Karsten Gall, a citizen of Germany, states that the error in inventorship of the subject application occurred without deceptive intention on his part.

Date

Karsten Gall

WEP/bad

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Attorney Docket No. P64765US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peet KASK

Group Art Unit: 2878

Serial No.: 09/779,461

Examiner: S. Lee

Filed: February 9, 2001

For:

FLUORESCENCE INTENSITY MULTIPLE DISTRIBUTION ANALYSIS:

CONCURRENT DETERMINATION OF DIFFUSION TIMES AND MOLECULAR

BRIGHTNESS

STATEMENT UNDER 37 CFR 1.48(a)(2)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Ülo Mets, a citizen of Estonia, states that the error in inventorship of the subject application occurred without deceptive intention on his part.

5. Nov. 2004

Date

1010

Ülo Mets

WEP/bad

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OIS IN THE

Attorney Docket No. P64765US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Peet KASK

Group Art Unit: 2878

Serial No.: 09/779,461

Examiner: S. Lee

Filed: February 9, 2001

For:

FLUORESCENCE INTENSITY MULTIPLE DISTRIBUTION ANALYSIS:

CONCURRENT DETERMINATION OF DIFFUSION TIMES AND MOLECULAR

BRIGHTNESS

CONSENT OF ASSIGNEE UNDER 37 CFR 1.48(a)(5)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Evotec OAI AG, a corporation of Germany, assignee of the subject application pursuant to documents recorded June 9, 2004, in the PTO at Reel 15081, Frames 946-53, consents in accordance with 37 CFR 1.48(a)(5) to the change of inventorship reflected in the petition under 37 CFR 1.48(a)(1) filed herewith.

October 20, 2004

Date

By: ppa. le. brubilist

(signature)

De HARTINA LEINBUITUER

(name)

HEAD OF IP

(title)

DECLARATION AND POWER OF ATTORNEY U.S.A.

FOR ATTORNEYS' USE ONLY ATTORNEYS' DOCKET NO.

JAN 06 2005

P64765US1

Nr. 3381

ALL PATENTS, INCLUDING DESIGN FOR APPLICATION BASED ON PCT; PARIS CONVENTION; NON PRIORITY; OR PROVISIONAL APPLICATIONS

	As a below named inventor, I declare that my residence, the land safe inventor (If only one name is listed at 201 better that the control of the land safe inventor (If only one had been the control of the land to the land the la	post office address and c	sitizenship are elated below next to	my name, the inform	elion given herein	is true, that I bel	teve that I am the original,	
5	FLUORESCENCE INTENSITY MULTIPLE MOLECULAR BRIGHTNESS	DISTRIBUTIONS	ANALYSIS: CONCORNE	IN DETERMIN		1001011		
~		International Application		·	Ried			
15	the attached specification X the s	specification in application	on Serial No. 09/779,461		Med	February	9, 2001	
_	-	applicable) and amende						
	I hereby state that I have reviewed and understand the of acknowledge the duty to disclose information which is not hereby darm foreign priority banefits under Title 35, Uniforeign application for patent or inventor's certificate have	ontents of the above-ide naterial to patentability a ited States Code, §119 (ntified specification, including the s defined in Tine 37, Code of Fede a)-(d) of any foreign application(s) and of the application on which trip	daims, as amended b rel Regulations, §1.5 for patent or inventor ity is claimed:	iy any amendment 6. 19 cenificate listed	referred to above below and have	e. also idenliñed below eny	
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ğ	Application No.	Filing Date	Applicate			Filing Date _		
					ntication receive	and act on ins	inuctions from my agent	
20,6 20,6	/ER OF ATTORNEY: As a named inventor, I hereb ransact all business in the Palent and Trademark (440); ALLEN S. MELSER (27,215); MICHAEL R. S IN S. HAM (45,307) and NATHANIEL A. HUMPHF	y appoint the following Diffice connected them LOBASKY (26,421); NES (22,772)	BWITH. HARVEY B. JACOBSO JONATHAN L. SCHERER (29	N, JR. (20,851); JC),851); IRWIN M. A	HN CLARKE H ISENBERG (19	OLMAN (22,76 ,007); WILLIAN	9); MARVIN R. STËRN ME. PLAYER (91,409)	
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	OF INVENTOR Jager		Stefan					
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	OF INVENTOR Palo	·	Kaupo					
[[RESIDENCE CITY		STATE OR FOREIGN COUNTRY			COUNTRY OF CITIZENSHIP		
203	CITIZENSHIP Haabneeme	2010/10/			Estonia			
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and or b	ther declare that all statements made herein I further that these statements were made v outh, under section 1001 of Title 18 of the Ur ent issuing thereon.							
	GNATURE OF INVENTOR 201*	SIGNATURE	OF INVENTOR 202*	SIG	NATURE OF	INVENTOR	203*	
DΑ	December 22, 2004	DATE	•	DA			7,2004	
_	Additional inventors are named on separately num		d hereto.				-	

JACOBSON HOLMAN PLLC ADDITIONAL INVENTORS



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rentor(s) name n	nust include at least one unappreviated f	irst or middle name.		. •			
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OF INVENTOR		Karsten					
		STATE OR FOREIGN COUNT	RY COUNTRY OF CIT	COUNTRY OF CITIZENSHIP			
RESIDENCE 8		GERMANY	Germany				
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		knowledge are true and that all statements made	on information and belief are believed to t	e true; and further that			
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tes Code; and	that such willful false statements may je	obsidice me apitota of the abburgators or any bard	an incentify distriction				
GNATURE OF	INVENTOR 204°	SIGNATURE OF INVENTOR 205*	SIGNATURE OF INVENTOR	206*			
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Additional inventors are named on separately numbered sheets attached hereto.

DATE

JH 2001 (COPYING WITHOUT DELETIONS PERMITTED)

DATE

DATE

DECLARATION

AND POWER OF ATTORNEY U.S.A.

FOR ATTORNEYS' USE ONLY ATTORNEYS' DOCKET NO." JAN 0 6 2005 P64765US1

ALL PATENTS, INCLUDING DESIGN FOR APPLICATION BASED ON PCT; PARIS CONVENTION; NON PRIORITY; OR PROVISIONAL APPLICATIONS

	first and sole inve	d inventor, I declare that my re entor (if only one name is listed laimed and for which patent is	at 201 bel	ow), or an original, fi	rst and joint invente	stated below next to or (if plural inventors	o my name, the info	mation give 201-203, c	en herein is or on additio	s true, that I t anal sheets at	pelieve that I am the o tached hereto) of the	riginal, subject
101	FLUORESCE MOLECULAR	ENCE INTENSITY MU R BRIGHTNESS			•					FUSION ⁻	TIMES AND	
102	which is describe	ed and claimed in:	РСТ	International Applica	ation No.				filed			
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				TH STREET, N.W TON, D.C. 20004		<u>-</u>	PR	OFESSION	IAL LIMITE	D LIABILITY	COMPANY	
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	OF INVENTOR	Jäger			Stefan		•	ľ"	10000			
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	OFFICE ADDRESS	Nissenstraße 14			Hamburg	Hamburg German					20251	
	FULL NAME *	FAMILY NAME			GIVEN NA					NAME		
	OF INVENTOR	Palo '			Kaupo	Kaupo						
က	RESIDENCE	CITY			STATE OF	STATE OR FOREIGN COUNTRY C			COUNTRY OF CITIZENSHIP			
203	CITIZENSHIP	Haabneeme			ESTONIA	ESTONIA			Estonia			ŀ
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JACOBSON HOLMAN PLLC ADDITIONAL INVENTORS



'Inventor(s) name must include at least one unabbreviated first or middle name.

				GIVEN NAME	MIDDLE NAME				
	OF INVENTOR	inoto		Ülo	·				
4	RESIDENCE &			STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP				
204	CITIZENSHIP			ESTONIA	Estonian				
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_	FULL NAME *	LL NAME * FAMILY NAME		GIVEN NAME		MIDDLE NAME			
				Karsten		·			
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		Schulstraße 23		Lunestedt	Gen	many 27616			
_		FAMILY NAME		GIVEN NAME		MIDDLE NAME			
	OF INVENTOR						·		
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206	CITIZENSHIP	1 7. 1.7.1	•						
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	OF INVENTOR			OIVER HOWE					
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	OF INVENTOR			OLA FLA JAVIAIC	MIDDEL NAME				
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\vdash		- FAMILY MANAGE		GIVEN NAME		MIDDLE NAME			
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با				rue and that all statements made on info	mation and he	aliaf are believed to be t	nue: and further that these		
stat	ements were mad	le with the knowledge that willful false s	tatements and th	ne like so made are punishable by fine or ir	nprisonment o	r both, under section 10	01 of Title 18 of the United		
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Additional inventors are named on separately numbered sheets attached hereto.

JH 2001 (COPYING WITHOUT DELETIONS PERMITTED)

DECLARATION AND POWER OF ATTORNEY

FOR ATTORNEYS' USE ONLY ATTORNEYS' DOCKET NO. P64765US1

ALL PATENTS, INCLUDING DESIGN FOR APPLICATION BASED ON PCT; PARIS CONVENTION; NON PRIORITY; OR PROVISIONAL APPLICATIONS

103

ន្ត

DATE

As a below named inventor, I declare that my residence, post office address and citizenship are stated below next to my name, the information given herein is true, that I believe that I am the original, first and sole inventor (if only one name is listed at 201 below), or an original, first and joint inventor (if plural inventors are named below at 201-203, or on additional sheets attached hereto) of the subject matter which is claimed and for which patent is sought on the invention entitled: FLUORESCENCE INTENSITY MULTIPLE DISTRIBUTIONS ANALYSIS: CONCURRENT DETERMINATION OF DIFFUSION TIMES AND MOLECULAR BRIGHTNESS which is described and claimed in: PCT International Application No. the specification in application Serial No. 09/779,461 filed February 9, 2001 the attached specification (if applicable) and amended on I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title '37,' Code of Federal Regulations, § 1.56.
I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: Prior Foreign Application(s) Priority Claimed (Country) (Day/Month/Year Filed) Yes No (Number) (Day/Month/Year Filed) Yes (Number) (Country) (Number) (Country) ereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below: Filing Date Filing Date Application No. POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys (Registration No.) to prosecute this application, receive and act on instructions from my agent, and transact all business in the Patent and Trademark Office connected therewith. HARVEY B. JACOBSON, JR. (20,851); JOHN CLARKE HOLMAN (22,769); MARVIN R. STERN (20,640); ALLEN S. MELSER (27,215); MICHAEL R. SLOBASKY (26,421); JONATHAN L. SCHERER (29,851); IRWIN M. AISENBERG (19,007); WILLIAM E. PLAYER (31,409); YOON S. HAM (45,307) and NATHANIEL A. HUMPHRIES (22,772) SEND CORRESPONDENCE TO: CUSTOMER NO. 00136 DIRECT TELEPHONE CALLS TO: (please use Attorney's Docket No.) (202) 638-6666 JACOBSON HOLMAN
PROFESSIONAL LIMITED LIABILITY COMPANY JACOBSON HOLMAN PROFESSIONAL LIMITED LIABILITY COMPANY 400 SEVENTH STREET, N.W. WASHINGTON, D.C. 20004 *Inventor(s) name must include at least one unabbreviated first or middle name. FULL NAME * FAMILY OF INVENTOR KASK GIVEN NAME MIDDLE NAME FAMILY NAME RESIDENCE & CITIZENSHIP CITY STATE OR FOREIGN COUNTRY COUNTRY OF CITIZENSHIP Estonia **ESTONIA** Hariumaa POST OFFICE ADDRESS STATE OR COUNTRY ZIP CODE POST OFFICE **ADDRESS** Tooma Tee 15 Tabasalu Harku vaid Tabasalu Harku vald Harjumaa **ESTONIA** 76901 MIDDLE NAME FULL NAME * FAMILY NAME GIVEN NAME OF INVENTOR Jä<u>ger</u> Stefan SIDENCE CITY STATE OR FOREIGN COUNTRY COUNTRY OF CITIZENSHIP CITIZENSHIP Hamburg GERMANY Germany POST POST OFFICE ADDRESS STATE OR COUNTRY ZIP CODE CITY OFFICE 20251 Nissenstraße 14 Germany Hamburg ADDRESS MIDDLE NAME FULL NAME FAMILY NAME GIVEN NAME OF Kaupo Palo INVENTOR COUNTRY OF CITIZENSHIP STATE OR FOREIGN COUNTRY RESIDENCE CITY Estonia CITIZENSHIP Haabneeme **ESTONIA** POST POST OFFICE ADDRESS CITY STATE OR COUNTRY ZIP CODE OFFICE 74001 Haabneeme I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon. SIGNATURE OF INVENTOR 2011 SIGNATURE OF INVENTOR 202* SIGNATURE OF INVENTOR 203*

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Additional inventors are named on separately numbered sheets attached hereto.

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JACOBSON HOLMAN PLLC ADDITIONAL INVENTORS

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'Inventor(s) name must include at least one unabbreviated first or middle name.

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SIG	GNATURE OF IN	VENTOR 207*	SIGNATURE O	OF INVENTOR 208	RE OF INVENTOR 209°				
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